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WESTERN DISTRICT OF LOUISIANA

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF LOUISIANA  
LAKE CHARLES DIVISION

WILLIAM T. KENNEDY, ET AL.

: CIVIL ACTION NUMBER

VERSUS

: 04-2281

UNION PACIFIC RAILROAD  
COMPANY, ET AL.

: JUDGE TRIMBLE  
MAGISTRATE JUDGE WILSON

DONNA LAVERGNE, ET AL.

(consolidated with)

VERSUS

NUMBER 04-2282

UNION PACIFIC RAILROAD COMPANY, ET AL.

**JUDGMENT OF REMAND**

There being no objection to the proposed findings of fact and conclusions of law in the Report and Recommendation of the Magistrate Judge previously filed herein these findings and conclusions are accepted. Alternatively, an independent review of the record has led this court to conclude that the proposed findings and conclusions are entirely correct. Accordingly,

IT IS ORDERED that plaintiffs' motion to remand [doc. # 37] be, and it is hereby GRANTED. This consolidated action is remanded to the 33<sup>rd</sup> Judicial District Court for the Parish of Allen, State of Louisiana.

IT IS FURTHER ORDERED that the Clerk of Court make out a certified copy of this judgment, and forward the same to the Clerk of the 33<sup>rd</sup> Judicial District Court for the Parish of Allen, State of Louisiana.

THUS DONE AND SIGNED in Chambers at Lake Charles, Louisiana, this 28<sup>th</sup> day of

July, 2005.

JAMES T. TRIMBLE, JR.  
UNITED STATES DISTRICT JUDGE